

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
Charlottesville Division**

**ELIZABETH SINES, SETH WISPELWEY,
MARISSA BLAIR, APRIL MUÑIZ, MARCUS
MARTIN, NATALIE ROMERO, CHELSEA
ALVARADO, JOHN DOE, and THOMAS
BAKER,**

Plaintiffs,

v.

JASON KESSLER, et al.,

Defendants.

Civil Action No. 3:17-cv-00072-NKM

**PLAINTIFFS' OBJECTIONS TO DEFENDANTS'
RULE 26(a)(3) DISCLOSURES**

In accordance with the Court's July 15, 2021 Scheduling Order and pursuant to Fed. R. Civ. P. Rule 26(a)(3)(A), Plaintiffs set forth the following objections to the proposed exhibits identified by defendants, and without waiver to Plaintiffs' Motions in Limine filed in this matter. Plaintiffs reserve the right to add further objections based on additional information (including, for example, the testimony of witnesses presented by Defendants at trial), such as objections on the basis of relevance, lack of an adequate foundation, hearsay, or other bases set forth in the Federal Rules of Evidence.

I. OBJECTIONS TO DEFENDANT CANTWELL’S EXHIBIT LIST

No.¹	DESCRIPTION	BATES OR DOCKET NUMBER	OBJECTION²
1	Exhibit121-GorcenskiLS1.mp4	Dkt No. 614	402; 403; 802; 805; 901
2	Exhibit122-GorcenskiLS2.mp4	Dkt No. 614	402
3	Exhibit123-GorcenskiLS3.mp4	Dkt No. 614	602; 802; 805; 901
4	Exhibit124-GorcenskiLS4.mp4	Dkt No. 614	602; 802; 805; 901
13	IDidNotDraw.mp4	N/A	402; 802; 805
21	Exhibit8-CPDMisdemeanor.mp3	Dkt No. 614	402; 403; 802; 805; 901
24	Exhibit11-MikeLongoCPReport	Dkt No. 614	402; 403; 404; 602; 802
25	Exhibit12-Heaphy.pdf	Dkt No. 614	402; 403; 701; 802; 805; 901
26	Exhibit13-GorcenskiDangerousAntifa.pdf	Dkt No. 614	402; 403; 802; 805; 901
27	Exhibit14-Unnamedandpseudonymous.pdf	Dkt No. 614	402; 403; 802; 901
28	Exhibit15-CantwellPrelim.pdf	Dkt No. 614	402; 403; 802; 805; 901
32	Exhibit19-FightNarrated.mp4	Dkt No. 614	402; 403; 602; 802; 805; 901
33	Exhibit20-GorcenskiRelease.pdf	Dkt No. 614	402; 403; 901
35	Exhibit22-Cantwell-v-Gorcenski-Complaint.docx	Dkt No. 614	402; 403; 802; 805; 901
36	Exhibit23-DixonConfession.mp4	Dkt No. 614	402; 403; 802; 805; 901
37	Exhibit24-UTR-Updates-Blogpost.pdf	Dkt No. 614	802; 805
38	Exhibit25-DHS-LawfullyOrganized.pdf	Dkt No. 614	402; 403; 802; 805; 901
39	Exhibit26-SueANazi.pdf	Dkt No. 614	402; 403; 802; 805; 901
40	Exhibit27-BreakTheBack.pdf	Dkt No. 614	402; 403; 802; 805; 901
41	Exhibit28-CapitalOfAntifa.mp4	Dkt No. 614	402; 403; 802; 805; 901
42	Exhibit29-ClarityOfRupture.pdf	Dkt No. 614	402; 403; 802; 805; 901

¹ Defendant Cantwell’s exhibit list was not numbered. For clarity, Plaintiffs have assigned numbers to Cantwell’s exhibits in the order the exhibits appear on Cantwell’s list.

² Objections refer to the Federal Rules of Evidence unless otherwise indicated.

43	Exhibit30-ViolenceAgainstPolice.pdf	Dkt No. 614	402; 403; 802; 805; 901
44	Exhibit31-IGDTorchMarch.pdf	Dkt No. 614	402; 403; 802; 805; 901
46	Exhibit33-AntifaSpray.mp4	Dkt No. 614	402; 802; 805; 901
47	Exhibit34-KesslerACLU-Win.pdf	Dkt No. 614	402; 403; 802; 805; 901
48	Exhibit35-Glamour.pdf	Dkt No. 614	402; 403; 802; 805; 901
49	Exhibit36-BikeLock.pdf	Dkt No. 614	402; 403; 802; 805; 901
50	Exhibit37-DiversityOfTactics.pdf	Dkt No. 614	402; 403; 802; 805; 901
51	Exhibit38-BlackBloc.pdf	Dkt No. 614	402; 403; 802; 805; 901
52	Exhibit39-Diversity.pdf	Dkt No. 614	402; 403; 802; 805; 901
53	Exhibit40-AttacksBeforeA12.pdf	Dkt No. 614	402; 403; 802; 805; 901
54	Exhibit41-BirdDogging.pdf	Dkt No. 614	402; 403; 802; 805; 901
55	Exhibit42-SolidarityGJR.pdf	Dkt No. 614	402; 403; 802; 805; 901
56	Exhibit43-SolidarityMeansSilence.pdf	Dkt No. 614	402; 403; 602; 802; 805; 901
57	Exhibit44-LeftistLawyer.pdf	Dkt No. 614	402; 403; 802; 805; 901
58	Exhibit45-GorcenskiDoxing.pdf	Dkt No. 614	402; 403; 802; 805; 901
59	Exhibit46-VFArrest2.pdf	Dkt No. 614	402; 403; 802; 805; 901
60	Exhibit47-23ArrestedJ8.pdf	Dkt No. 614	402; 403; 802; 805; 901
61	Exhibit48-J8Stream1.mp4	Dkt No. 614	402; 403; 802; 805; 901
62	Exhibit49-J8Stream2.mp4	Dkt No. 614	402; 403; 802; 805; 901
63	Exhibit50-Pleasants.pdf	Dkt No. 614	402; 403; 802; 805; 901
64	Exhibit51-WhoAreTheAntifa.pdf	Dkt No. 614	402; 403; 802; 805; 901
65	Exhibit52-SethsBatallions.pdf	Dkt No. 614	402; 403; 802; 805; 901
66	Exhibit53-CBS19J8.pdf	Dkt No. 614	802; 805; 901
67	Exhibit54-RevGor.pdf	Dkt No. 614	402; 403; 901

68	Exhibit55-IGD-GJResist1.pdf	Dkt No. 614	402; 403; 802; 805; 901
69	Exhibit56-IGD-GJResist2.pdf	Dkt No. 614	402; 403; 802; 805; 901
71	Exhibit56-URGangForces.pdf	Dkt No. 614	402; 403; 802; 805; 901
72	Exhibit57-PittsburghTrumpAttack.pdf	Dkt No. 614	402; 403; 802; 805; 901
73	Exhibit58-IGDAtlanta.pdf	Dkt No. 614	402; 403; 802; 805; 901
74	Exhibit59-IGDMayDay.pdf	Dkt No. 614	402; 403; 802; 805; 901
75	Exhibit60-IGDAgainstCiv.pdf	Dkt No. 614	402; 403; 802; 805; 901
76	Exhibit61-IGDPrisonRebels.pdf	Dkt No. 614	402; 403; 802; 805; 901
77	Exhibit62-IGDThrowingRocks.pdf	Dkt No. 614	402; 403; 802; 805; 901
78	Exhibit63-IGDGloriousRiot.pdf	Dkt No. 614	402; 403; 802; 805; 901
79	Exhibit64-IGDJoinResistance.pdf	Dkt No. 614	402; 403; 802; 805; 901
80	Exhibit65-IGDAnarchistsDestroy.pdf	Dkt No. 614	402; 403; 802; 805; 901
81	Exhibit66-IGDProblemofPeace.pdf	Dkt No. 614	402; 403; 802; 805; 901
82	Exhibit67-IGDWarOnStreets.pdf	Dkt No. 614	402; 403; 802; 805; 901
83	Exhibit68-IGDWarOnStreetsFull.pdf	Dkt No. 614	402; 403; 802; 805; 901
84	Exhibit69-IGDDefenseofBloc.pdf	Dkt No. 614	402; 403; 802; 805; 901
85	Exhibit70-IGDWisdomOfRioters.pdf	Dkt No. 614	402; 403; 802; 805; 901
86	Exhibit71-DrivenOutOfCVille.pdf	Dkt No. 614	402; 403; 802; 805; 901
87	Exhibit72-IGDSixMonths.pdf	Dkt No. 614	402; 403; 802; 805; 901
88	Exhibit73-MasseySprayA12.mp4	Dkt No. 614	901
90	Exhibit73-PhillyCrewA12b.mp4	Dkt No. 614	402; 403
91	Exhibit74-PhillyCrewA12c.mp4	Dkt No. 614	402; 403; 802; 805; 901
92	Exhibit75-PhillyCrewA12d.mp4	Dkt No. 614	402; 403; 802; 805; 901

93	Exhibit76-MasseyWaPo.pdf	Dkt No. 614	402; 403; 802; 805; 901
94	Exhibit77-NJKeenan2011.pdf	Dkt No. 614	402; 403; 802; 805; 901
96	Exhibit79-LovePark.pdf	Dkt No. 614	402; 403; 802; 805; 901
97	Exhibit80-LovePark2.pdf	Dkt No. 614	402; 403; 802; 805; 901
98	Exhibit81-EthnicIntimidation1.pdf	Dkt No. 614	402; 403; 802; 805; 901
99	Exhibit82-EthnicIntimidation2.pdf	Dkt No. 614	402; 403; 802; 805; 901
100	Exhibit83-EthnicIntimidation3.pdf	Dkt No. 614	402; 403; 802; 805; 901
101	Exhibit84-EthnicIntimidation4.pdf	Dkt No. 614	402; 403; 802; 805; 901
102	Exhibit85-A12Clash1.mp4	Dkt No. 614	805
103	Exhibit86-LuckyToHaveAShield.mp4	Dkt No. 614	805
105	Exhibit88-Infowars1.mp4	Dkt No. 614	802; 805; 901
106	Exhibit89-Infowars2.mp4	Dkt No. 614	802; 805; 901
109	Exhibit92-FBIBatonReceipt.png	Dkt No. 614	402; 403; 802; 805; 901
110	Exhibit93-MoersJuly.mp4	Dkt No. 614	402; 403; 805; 901
112	Exhibit95-PinDown.pdf	Dkt No. 614	402; 403; 802; 805; 901
113	Exhibit96-MintonMurder1a.pdf	Dkt No. 614	402; 403; 802; 805; 901
114	Exhibit97-MintonMurder1b.pdf	Dkt No. 614	402; 403; 802; 805; 901
115	Exhibit98-MintonMurder2.pdf	Dkt No. 614	402; 403; 802; 805; 901
116	Exhibit99-GorcenskiHeadCount.mp4	Dkt No. 614	802; 805; 901
118	Exhibit101-GorcenskiOnCivilRights.mp4	Dkt No. 614	402; 403; 602; 802; 805; 901
119	Exhibit102-SURJGFM.pdf	Dkt No. 614	402; 403; 802; 805; 901
120	Exhibit103-BondFund.pdf	Dkt No. 614	402; 403; 802; 805; 901
121	Exhibit104-UVAWNPoll.pdf	Dkt No. 614	402; 403; 802; 805; 901
122	Exhibit105-UVAREutersExtremePoll.pdf	Dkt No. 614	402; 403; 802; 805; 901
123	Exhibit106-ABCNaziPoll.pdf	Dkt No. 614	402; 403; 802; 805; 901

124	Exhibit107-RassAntifa17.pdf	Dkt No. 614	402; 403; 802; 805; 901
125	Exhibit108-RassAntifa18.pdf	Dkt No. 614	402; 403; 802; 805; 901
126	Exhibit109-RassAntifa19.pdf	Dkt No. 614	402; 403; 802; 805; 901
127	Exhibit110-HHBLMPoll17.pdf	Dkt No. 614	402; 403; 802; 805; 901
128	Exhibit111-RAMeetupMember.pdf	Dkt No. 614	402; 403; 802; 805
129	Exhibit113-RAMeetupEmail.pdf	Dkt No. 614	802; 805; 901
130	Exhibit114-RAMeetupNonMember.pdf	Dkt No. 614	802; 805; 901
131	Exhibit115-BrandishingNews.pdf	Dkt No. 614	802; 805; 901
132	Exhibit116-WalmartAntifa.mp3	Dkt No. 614	402; 802; 805; 901;
133	Exhibit117-WalmartCops.mp3	Dkt No. 614	402; 403; 802; 805
134	Exhibit118-Gorcenski302.pdf	Dkt No. 614	402; 403; 802; 805; 901
135	Exhibit119-GorcenskiMPAffidavit.pdf	Dkt No. 614	402; 403; 802; 805; 901
136	Exhibit120-RA342.mp3	Dkt No. 614	802; 805
137	Exhibit121-GorcenskiLS1.mp4	Dkt No. 614	402; 403; 802; 805; 901
138	Exhibit122-GorcenskiLS2.mp4	Dkt No. 614	402
139	Exhibit123-GorcenskiLS3.mp4	Dkt No. 614	602; 802; 805; 901
140	Exhibit124-GorcenskiLS4.mp4	Dkt No. 614	602; 802; 805; 901
141	Exhibit125-MoersTakesCamera.mp4	Dkt No. 614	802; 805; 901
142	Exhibit126-CantwellArrives.mp4	Dkt No. 614	802; 805; 901
144	Exhibit128-GorcenskiUnafraid.mp4	Dkt No. 614	802; 805; 901
145	Exhibit129-GorcenskiRecon.mp4	Dkt No. 614	602; 802; 805; 901
146	Exhibit130-Showtime.mp4	Dkt No. 614	901
148	Exhibit139-AfterShow.mp4	Dkt No. 614	802; 805; 901

II. OBJECTIONS TO DEFENDANTS DAMIGO, KESSLER, AND IDENTITY EUROPA'S EXHIBIT LIST

No.	DESCRIPTION	BATES OR DOCKET NUMBER	OBJECTION
A	PDF-Socialist Rifle Association Put Blood in their Mouths	N/A	402; 403; 802; 901

B	PDF-Antifa strikes back on 8/12	N/A	NP ³ ; 402; 403; 802; 901
C	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
D	PDF-Search Warrant Affidavit-Moers	N/A	NP; 402; 403; 802; 901
E	PDF-Search Warrant Affidavit-Myles et al	N/A	NP; 402; 403; 802; 901
F	PDF-Second Search Warrant Affidavit-Myles et al.	N/A	NP; 402; 403; 802; 901
G	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
H	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
I	PDF-Berkeley Riot	N/A	NP; 402; 403; 802; 901
J	PDF-Campus Speech Riot	N/A	NP; 402; 403; 802; 901
K	PDF-Trump Inauguration Riot	N/A	NP; 402; 403; 802; 901
L	PDF-Armed Counterprotester on 8/12	N/A	NP; 402; 403; 802; 901
M	PDF-Brent Betterley on 8/12	N/A	NP; 106; 402; 403; 901
N	PDF-Second Picture Betterley on 8/12	N/A	NP; 402; 403; 901
Q	PDF-Counterprotester with weapon on 8/12	N/A	NP; 402; 403; 802; 901
R	PDF-Counterprotester with weapon on 8/12	N/A	NP; 402; 403; 901
S	PDF-Counterprotester with gun on 8/12	N/A	NP; 402; 403; 901
T	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
U	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
V	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
W	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
X	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901

³ NP means not produced. Plaintiffs object to all documents Defendants seek to use as exhibits at trial that have not been produced to Plaintiffs in violation of Fed. R. Civ. P. 26.

Y	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
Z	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
AA	PDF-Federal Agency Document	N/A	NP; 402; 403; 802; 901
BB	PDF-Federal Agency Document	N/A	NP; 402; 403; 802; 901
CC	PDF-Federal Agency Document	N/A	NP; 402; 403; 802; 901
DD	PDF-Kessler public communication	N/A	NP; 402; 403; 802; 901
EE	PDF-Damigo public communication	N/A	NP; 402; 403; 802; 901
FF	PDF-Antifascist public communication	N/A	NP; 106; 402; 403; 802; 901
GG	PDF-Antifascist public communication	N/A	NP; 402; 403; 802; 805; 901
HH	PDF-Antifascist public communication	N/A	NP; 402; 403; 802; 901
II	PDF-Antifascist public communication	N/A	NP; 402; 403; 802; 901
JJ	PDF-Picture of Damigo	N/A	NP; 402; 403; 901
KK	PDF-media publication	N/A	NP; 402; 403; 802; 901
LL	PDF-media publication	N/A	NP; 402; 403; 802; 901
MM	Video-media footage Aug 11/Aug12	N/A	NP; 402; 403; 802; 901
NN	PDF-media publication	N/A	NP; 402; 403; 802; 901
OO	Video-Richard Spencer	N/A	NP; 402; 403; 802; 901
PP	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
QQ	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
RR	PDF-Reporter Social Media	N/A	NP; 402; 403; 802; 901
SS	PDF-Antifascist Public Communication	N/A	NP; 402; 403; 802; 901
TT	PDF-Antifascist Public Communication	N/A	NP; 402; 403; 802; 901
UU	PDF-Media Report	N/A	NP; 402; 403; 802; 901

VV	PDF-Media Report	N/A	NP; 402; 403; 802; 901
WW	Video-Assault on August 12	N/A	NP; 402; 403; 802; 901
XX	Audio-Aug 12 rally planning	N/A	NP; 402; 403; 802; 901
ZZ	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
AAA	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
BBB	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
CCC	PDF-Antifascist Social Media Post	N/A	NP; 402; 403; 802; 901
DDD	PDF-Antifascist Social Media Post	N/A	NP; 106; 402; 403; 802; 901
EEE	Video-Antifascist statement to public commission	N/A	NP; 402; 403; 802
FFF	PDF-Social Media Threat	N/A	403; 403; 802; 901
GGG	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
HHH	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
III	Video-Congregate C'ville	N/A	NP; 802; 901
JJJ	PDF-Congregate C'ville	N/A	NP; 106; 402; 403; 802; 901
KKK	PDF-Antifascist public communication	N/A	NP; 106; 402; 403; 802; 901
LLL	PDF-Antifascist public communication	N/A	NP; 402; 403; 802; 901
MMM	PDF-Antifascist public communication	N/A	402; 403; 802; 901
NNN	Video-August 12 Assault	N/A	NP; 402; 403; 802; 901
OOO	PDF-Antifascist public communication	N/A	NP; 402; 403; 802; 901
PPP	PDF-Antifascist public communication	N/A	NP; 402; 403; 802; 805; 901
QQQ	PDF-Antifascist public communication	N/A	NP; 402; 403; 802; 901
RRR	PDF-Antifascist public communication	N/A	402; 403; 802; 805
SSS	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901

TTT	PDF-Picture Antifascists on August 12	N/A	NP; 402; 403; 802; 901
UUU	PDF-Picture Antifascists on August 12	N/A	NP; 402; 403; 802; 901
VVV	Video-Antifascists firearms training	N/A	NP; 402; 403; 802; 901
WWW	Video-Plaintiff Wispelwey	N/A	NP; 402; 403; 802; 901
XXX	PDF-Social Media Threat	N/A	402; 403; 802; 901
YYY	PDF-anti White violence pre August 12	N/A	NP; 402; 403; 802; 901
ZZZ	Video-anti White violence pre August 12	N/A	NP; 402; 403; 901
AAAA	PDF-Social Media Threat	N/A	402; 403; 802; 901
BBBB	PDF-Social Media Threat	N/A	NP; 402; 403; 802; 901
CCCC	PDF-Antifascist public statement	N/A	402; 403; 802; 901
DDDD	Video-Eyewitness account August 12 (Lindbeck)	N/A	NP; 402; 403; 701; 802; 901
EEEE	Discord (numerous)	N/A	402; 403; 802
FFFF	Electronically Stored Information (numerous)	N/A	NP; 403; 802; 901
GGGG	Facebook Chat planning for Aug 12	N/A	NP; 802; 901
HHHH	Heaphy Report	N/A	402; 403; 701; 802; 805; 901
IIII	Social Media Chat	N/A	802; 901
JJJJ	Criminal docket Massey	N/A	NP; 402; 403; 404; 802; 901
KKKK	Criminal docket Keenan	N/A	NP; 402; 403; 404; 802; 901
LLLL	Criminal docket Minton	N/A	NP; 402; 403; 404; 802; 901
MMM M	Indictment Betterley	N/A	NP; 402; 403; 404; 802; 901
NNNN	Conviction Betterley	N/A	NP; 402; 403; 802; 901
OOOO	Audio Oyola	N/A	NP; 802; 901
PPPP	Video Sines August 11	N/A	802
QQQQ	Drone Footage	N/A	NP ⁴
RRRR	Video Aug 11 torch march	N/A	NP

⁴ Defendants have informed us that they are having technical issues with transmitting exhibits QQQQ and RRRR to Plaintiffs, and as a result, Plaintiffs have not been able to review these files. Plaintiffs reserve the right to add further objections once they have received the files and have had the opportunity to review.

III. OBJECTIONS TO DEFENDANT FIELDS' EXHIBIT LIST

No.	DESCRIPTION	BATES OR DOCKET NUMBER	OBJECTION
1	Certified Copy of James Alex Fields' Federal Sentencing Report	N/A	402; 403; 602; 803; 805; FRCP 26.

IV. OBJECTIONS TO DEFENDANTS HILL, TUBBS, AND LEAGUE OF THE SOUTH'S EXHIBIT LIST

No.	DESCRIPTION	BATES OR DOCKET NUMBER	OBJECTION
2	Michael Hill Deposition Transcript	Dkt No. 823-03	FRCP 34; 802; 805
17	Michael Tubbs Deposition Transcript	Dkt No. 823-17	FRCP 34; 802; 805
22	Robert Ike Baker Deposition Transcript	Dkt No. 823-19	FRCP 34; 802; 805
23	Bradley Griffin Deposition Transcript	Dkt No. 823-20	FRCP 34; 802; 805
27	"League of the South in Pikeville, Kentucky"—website posting; https://leagueofthesouth.com/league-of-the-south-in-pikeville-kentucky/	Dkt No. 823-24	NP; 402; 403
29	"Hardly peaceful, but no violence as white nationalists, protesters yell in Pikeville"—Lexington Herald Leader; https://www.kentucky.com/news/state/article147594424.html (article and video)	Dkt No. 823-26	NP; 402; 403; 802; 901
31	"Jihad in Tennessee"—website posting; https://leagueofthesouth.com/jihad-in-tennessee/	Dkt No. 823-27	NP; 402; 403; 802
32	NCRIC Advisory Bulletin; https://nationaljustice.com/sites/default/files/2020/07/10/berkely.pdf	Dkt No. 823-28	NP; 402; 403; 802
33	Congressional Research Service—Antifa Article; https://crsreports.congress.gov/product/pdf/IF/IF10839/2	Dkt No. 823-29	NP; 402, 403, 802
39	"The League and the Unite the Right rally"—website posting;	Dkt No. 823-30	NP; 802

	https://leagueofthesouth.com/the-league-and-the-unite-the-right-rally/		
34	“League of the South statement on Charlottesville”—website posting; https://leagueofthesouth.com/league-of-the-south-statement-on-charlottesville/	Dkt No. 823-31	NP; 403; 802
38	Charlottesville Police Department – internal memo - City000000941 - 943	Dkt No. 823-34; City_00000941	802; 805; 901
40	Charlottesville Police Department – internal memo - City000000340	Dkt No. 823-36; City_00000340	106; 403; 701; 802; 805; 901
41	Charlottesville Police Department – internal memo - City000000341	Dkt No. 823-37; City_00000340	106; 403; 701; 802; 805; 901
42	Charlottesville Police Department – internal memo - City000000342	Dkt No. 823-38; City_00000340	106; 403; 701; 802; 805; 901
43	Charlottesville Police Department – internal memo - City000000449	Dkt No. 823-39; City_00000446	403; 802; 805; 901
44	Charlottesville Police Department – internal memo - City000000446	Dkt No. 823-40; City_00000446	802; 805; 901
45	Charlottesville Police Department – internal memo - City000000850	Dkt No. 823-41; City_00000850	802; 805; 901
46	Charlottesville Police Department – internal memo - City000000851	Dkt No. 823-42; City_00000850	802; 805; 901
47	Charlottesville Police Department – internal memo - City000000852	Dkt No. 823-43; City_00000850	802; 805; 901
48	Charlottesville Police Department – internal memo - City000000941	Dkt No. 823-44; City_00000941	802; 805; 901
49	Charlottesville Police Department – internal memo - City_00001477	Dkt No. 823-45; City_00001477	802; 805; 901
50	Charlottesville Police Department – internal memo - City_00001478	Dkt No. 823-46; City_00001477	106; 802; 805; 901
52	Charlottesville Police Department – internal memo - City000000323	Dkt No. 823-47; City_00000323	802; 901
53	Charlottesville Police Department – internal memo - City000000150	Dkt No. 823-48; City_00000150	802; 805; 901
55	Image of Antifa blockage	Dkt No. 823-49	NP; 402; 403
56	https://www.youtube.com/watch?v=0s8R_cGvFY	N/A	NP; 403; 802
57	https://archive.org/details/archiveteam_video_bot_twitter_com_896384861_187051520/1280x720.ts	N/A	NP; 403; 802
58	Journalist video of Rally—NOCUSTODIAN00044709	N/A	402; 403; 802; 901
59	Image of Counter protester sign	Dkt No. 823-50	NP; 402; 403; 802

60	Image of Counter protester sign	Dkt No. 823-51	NP; 402; 403; 802;
61	https://ia800805.us.archive.org/26/items/periscope-1zqKVRpXbkPKB/BuzzFeed_News_-_The_KKK_neo-Nazis_and_other_hate_groups_are_in_Charlottesville_for_the_Unite_the_Right_rally.-1zqKVRpXbkPKB.ogv at 0:59-2:33, 0:49-1:09, 3:10-3:30, 3:32-3:52, 4:28-4:41	N/A	NP; 402; 403; 802; 805
62	https://www.youtube.com/watch?v=1FBsxSVC3-A	N/A	NP; 402; 403; 802; 805
63	Charlottesville Police Department – internal memo - City000000107	Dkt No. 823-52	802; 805; 901
64	https://www.youtube.com/watch?app=desktop&v=qg8TRc8O7dM&feature=youtu.be	N/A	NP; 402; 403; 802; 805
65	https://www.youtube.com/watch?v=OcPiHEZqVxQ	N/A	NP; 402; 403; 802
66	Charlottesville Police Department – internal memo - City000000108	Dkt No. 823-53	802; 805; 901
67	Charlottesville Police Department - internal memo - City000000323	Dkt No. 823-54	802; 805; 901
69	Image of rally goer injury	Dkt No. 823-55	NP; 402; 403
70	Tallahassee Democrat news article; https://www.tallahassee.com/story/news/2018/01/27/heavy-law-enforcement-presencekeeps-league-south-rally-peaceful-white-supremacists/1072048001/	Dkt No. 823-56	NP; 402, 403; 802
71	“A Statement on legal matter regarding League events in Middle Tennessee”—website posting; https://leagueofthesouth.com/a-statement-on-legal-matters-regarding-leagueevents-in-middle-tennessee-28-october-2017/	Dkt No. 823-57	402; 403; 802
72	“The League and the National Front at Shelbyville”—website posting; https://leagueofthesouth.com/the-league-and-nationalist-front-at-shelbyville-28-october/	Dkt No. 823-58	NP; 402; 403; 802
74	“The League in Knoxville but no Antifa”—website posting;	Dkt No. 823-59	NP; 402; 403; 802

	https://leagueofthesouth.com/the-league-in-knoxville-but-no-antifa/		
75	Heaphy Report	N/A	403; 701; 802; 805; 901
76	https://www.youtube.com/watch?v=_TWCEV5U09c&feature=youtu.be	N/A	402; 403; 802
77	Image of rally goer injury	Dkt No. 823-60	NP; 402; 403
78	Declaration of Michael Hill	Dkt No. 823-61	802
79	Declaration of Michael Tubbs	Dkt No. 823-62	802
80	Declaration of Robert Baker	Dkt No. 823-63	802
81	Plaintiff Wispelwey Deposition Transcript	Dkt No. 823-64	FRCP 32, 802, 805

V. OBJECTIONS TO DEFENDANT SCHOEP and NSM'S EXHIBIT LIST

No.	DESCRIPTION	BATES OR DOCKET NUMBER	OBJECTION
1	FINAL REPORT: Independent Review of the 2017 Protest Events in Charlottesville, Virginia, ("Heaphy Report") by Timothy Heaphy, Hunton & Williams LLP	N/A	402; 403; 701; 802; 805; 901

VI. OBJECTIONS TO DEFENDANT SPENCER'S EXHIBIT LIST

No. ⁵	DESCRIPTION	BATES OR DOCKET NUMBER	OBJECTION
1	Spencer's First Set of Interrogatories	Dkt No. 895-1	802; 805
3	First Deposition of Jason Kessler, Abridged	Dkt No. 895-1	802; 805
4	Second Deposition of Jason Kessler, Abridged	Dkt No. 895-1	802; 805
6	Unicorn Riot, "Discord Leaks," search query for "Spencer" and Spencer handle in Unicorn Riot's archive	Dkt No. 895-1	802; 805; 901
7	@richardbspencer, Twitter.com, 12:38 PM, August 12, 2017	Dkt No. 895-1	802; 805; 901

⁵ Defendant Spencer's exhibit list was not numbered. For clarity, Plaintiffs' have added numbering to the exhibits based on the order in which they appear in Spencer's Motion for Summary Judgment.

8	Richard Spencer, "Facing the Future as a Minority," The American Renaissance Conference, April 5-7, 2013, Nashville, Tennessee; published as "Facing The Future as a Minority," <i>Radix Journal</i> , September 28, 2016 [2013]	Dkt No. 895-1	402; 802; 805
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Date: September 28, 2021

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CERTIFICATE OF SERVICE

I hereby certify that on September 28, 2021, I filed the foregoing with the Clerk of Court through the CM/Dkt No. system, which will send a notice of electronic filing to:

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I hereby certify that on September 28, 2021, I also served the following non-Dkt No. participants via mail and electronic mail:

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